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I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C., 20231, on:

Date: 4-30-01

By: Linda R. Judge

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

Clendennen and Kellogg

SERIAL No.: 09/811,093

FILED: March 16 2001

FOR: MELON PROMOTERS FOR EXPRESSION OF
TRANSGENES IN PLANTS

EXAMINER: Unknown

ART UNIT: Unknown

Declaration Under 37 CFR §1.821

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

I, Linda R. Judge, declare and affirm as follows:

1. I am an agent for the applicant.
2. The floppy disc which accompanies this Declaration contains the required sequence listing.
3. The sequence listing recorded on said disc matches the hard copy of the sequence listing accompanying this Declaration.
4. The present submission contains no new matter relative to the application as originally filed.

Respectfully submitted,

Date: April 30, 2001

Linda R. Judge
Linda R. Judge
Registration No. 42,702

Correspondence Address:
Customer No. 22918